

UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF MASSACHUSETTS

RICHARD W. COMERFORD
PLAINTIFF

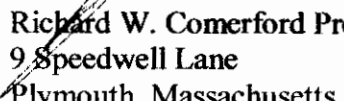
Civil Action No. 05-CV-11365-RGS

V.

Hon. William G. Young
DEFENDANT

Notice of Appeal

1. Notice is hereby given that plaintiff hereby appeals to the United States Court of Appeals for the First Circuit from a final order dismissing the case.
2. Plaintiff pursuant to Rule 24(a) (5) of the Federal Rules of Appellate Procedure appealed in a timely directly to the United States Court of Appeals on or about 31 August 2005.
3. However the United States Court of Appeals subsequently directed plaintiff to file a notice of appeal with the District Court in order to release the District Court's case record to the Appeals Court.
4. Plaintiff hereby attaches a copy of his cover letter dated 31 August 2005 to the United States Court of Appeals for his motion for leave to proceed *in Forma Pauperis*.



Richard W. Comerford Pro Se
9 Speedwell Lane
Plymouth, Massachusetts 02360
(508) 833-9396

Date: 20 September 2005

Enclosure

Richard Cushing Donovan, Clerk of Court
First Circuit Court of Appeals
John Joseph Moakley U.S. Courthouse
1 Courthouse Way, Suite 2500
Boston, Massachusetts 02210

31 August 2005

RE: Motion for Leave to Appeal *in Forma Pauperis*

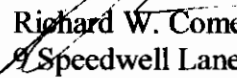
Dear Mr. Donavan:

Enclosed please find, pursuant to Rule 24(a) (5) of the Federal Rules of Appellate Procedure, my motion to proceed *in forma pauperis*.

Enclosed please also find my affidavit

Thank you for your attention to this matter.

Very truly yours;


Richard W. Comerford Pro Se
4 Speedwell Lane
Plymouth, Massachusetts 02360
(508) 833-9396

cc:

AUSA Barbara Healy Smith

Enclosures